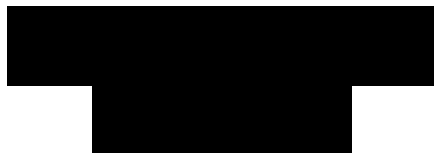


Exhibit 1



From: Katherine Reardon <reardon@fr.com>
Sent: Friday, February 3, 2023 11:10 AM
To: Sheasby, Jason; Tezyan, Michael; #Netlist-Samsung-E.D.Tex; jtruelove@mckoolsmith.com; ~Baxter, Samuel; sooh@lhlaw.com; prho@lhlaw.com
Cc: FISH SERVICE Samsung/Netlist; aahn@cov.com; bnester@cov.com; ~Smith, Melissa
Subject: RE: Netlist v. Samsung, No. 21-cv-463 EDTX: Followup from Meet and Confer

Jason,

That's correct – we oppose.

Thanks,
Kate

Katherine H. Reardon :: Fish & Richardson P.C. :: 212 641 2235

From: Sheasby, Jason <JSheasby@irell.com>
Sent: Friday, February 03, 2023 1:52 PM
To: Katherine Reardon <reardon@fr.com>; Tezyan, Michael <mtezyan@irell.com>; #Netlist-Samsung-E.D.Tex <Netlist-Samsung-E.D.Tex@irell.com>; jtruelove@mckoolsmith.com; Sam Baxter <sbaxter@mckoolsmith.com>; sooh@lhlaw.com; prho@lhlaw.com
Cc: FISH SERVICE Samsung/Netlist <FISHSERVICESamsung/Netlist@fr.com>; aahn@cov.com; bnester@cov.com; melissa@gillamsmithlaw.com
Subject: Re: Netlist v. Samsung, No. 21-cv-463 EDTX: Followup from Meet and Confer

[This email originated outside of F&R.]

We disagree. It is standard practice for file an MTS per report. This is especially important given the breadth of the reports. In an excess of caution we will file a motion for leave even if it is not necessary. We assume you will oppose.

Thanks
JS

From: Katherine Reardon <reardon@fr.com>
Date: Friday, February 3, 2023 at 10:48 AM
To: "Tezyan, Michael" <mtezyan@irell.com>, Jason Sheasby <JSheasby@irell.com>, "#Netlist-Samsung-E.D.Tex" <Netlist-Samsung-E.D.Tex@irell.com>, "jtruelove@mckoolsmith.com" <jtruelove@mckoolsmith.com>, "~Baxter, Samuel" <sbaxter@mckoolsmith.com>, "sooh@lhlaw.com" <sooh@lhlaw.com>, "prho@lhlaw.com" <prho@lhlaw.com>
Cc: FISH SERVICE Samsung/Netlist <FISHSERVICESamsung/Netlist@fr.com>, "aahn@cov.com" <aahn@cov.com>, "bnester@cov.com" <bnester@cov.com>, Melissa ~Smith <melissa@gillamsmithlaw.com>
Subject: Netlist v. Samsung, No. 21-cv-463 EDTX: Followup from Meet and Confer

Michael, Yanan,

After you raised that Netlist intended to file a Daubert motion per expert report on the meet and confer yesterday evening, we consulted with local counsel, and our position is that L.R. 7 allows only one Daubert per expert before Judge Gilstrap, which is a position Judge Gilstrap has made clear in previous pre-trial conferences. As such, Samsung intends to file only one Daubert motion per expert (for Dr. Brogioli, Dr. Mangione-Smith, Mr. Kennedy, and Mr. Groehn, as discussed). To the extent Netlist intends to file more than one Daubert per expert report, it is our position that Netlist would need to seek leave to do so.

Regards,
Kate

Katherine H. Reardon :: Principal :: Fish & Richardson P.C.
212 641 2235 direct :: 315 868 9770 mobile :: reardon@fr.com<<mailto:reardon@fr.com>>
[fr.com](https://protect-us.mimecast.com/s/yJSjCrkYpJIDAkKoiz2SkE/)<<https://protect-us.mimecast.com/s/yJSjCrkYpJIDAkKoiz2SkE/>> :: Bio<<https://protect-us.mimecast.com/s/-gf2Cv2jwNIyWYmKfzZAZ1/>> :: LinkedIn<https://protect-us.mimecast.com/s/sN5_CwpxkOhRLqM9HKwVpt/>

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